

**AFFIDAVIT OF SERVICE BY MAIL**

STATE OF NEW YORK      )  
                                )  
                                ) ss.:  
COUNTY OF SUFFOLK      )

The undersigned being duly sworn, deposes and says:

Deponent is not a party to this action, is over 18 years of age and resides at Kings Park, New York.

That on November 10, 2008, deponent served the annexed NOTICE OF MOTION, DECLARATION AND MEMORANDUM OF LAW IN SUPPORT OF SUMMARY JUDGMENT MOTION on:

JOSEPH A. SOLOW  
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DEPARTMENT, RAY GRONEMAN,  
THOMAS LESSARD  
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the address designated by said attorneys for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office.

\_\_\_\_\_  
\_\_\_\_\_  
/S/  
Iwona Swieczkowski

Sworn to before me this  
10<sup>th</sup> day of November, 2008

\_\_\_\_\_  
NOTARY PUBLIC